

REMARKS

Claims 1-6, 8-12, 14-18 and 20 are currently pending. Claims 7, 13 and 19 have been canceled without prejudice.

Disqualification Under 35 U.S.C. § 103(c)

The present application and U.S. Patent Application Publication 2003/0196149 by Gygi et al. ("Gygi") were, at the time the invention of the present application was made, owned by LSI Logic, Inc. Thus, because Gygi constitutes prior art only under 35 U.S.C. § 102(e), Applicant respectfully submits that Gygi is disqualified from use in a rejection under 35 U.S.C. § 103(a).

Claim Rejections - 35 U.S.C. § 103

The Patent Office rejected Claims 1-6, 8-12, 14-18, and 20 under 35 U.S.C. 103(a) as being anticipated by Gygi in view of Microsoft Computer Dictionary ("MCD").

Applicant respectfully traverses. "To establish a *prima facie* case of obviousness, three basic criteria must be met. First, there must be some suggestion or motivation, either in the references themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine reference teachings. Second, there must be a reasonable expectation of success. Finally, the prior art reference (or references when combined) must teach or suggest all the claim limitations." (emphasis added) (MPEP § 2143). If an independent claim is nonobvious under 35 U.S.C. 103, then any claim depending therefrom is nonobvious. (emphasis added) *In re Fine*, 837 F.2d 1071, 5 USPQ2d 1596 (Fed. Cir. 1988).

Applicant has made a showing under 35 U.S.C. § 103(c), disqualifying Gygi from use in a rejection under 35 U.S.C. § 103(a). Therefore, Applicant respectfully requests that the rejection be withdrawn.

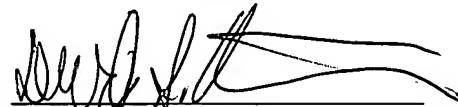
CONCLUSION

In light of the forgoing amendments, reconsideration of the claims is hereby requested, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,
LSI Logic, Inc.

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